

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RICHARD TURRELL, On Behalf of	:	CIVIL ACTION
Himself and All Others	:	
Similarly Situated	:	
	:	
v.	:	
	:	
ADELPHIA COMMUNICATIONS	:	
CORPORATION, JOHN J. RIGAS,	:	
JAMES P. RIGAS, MICHAEL J.	:	
RIGAS, TIMOTHY J. RIGAS and	:	
DELOITTE & TOUCHE, LLP	:	NO. 02-3197

O R D E R

AND NOW, this                      day of October, 2002, upon consideration of plaintiff's Motions for Consolidation of This and any Other Action Filed Against Adelphia Communications by Purchasers of its 6% Convertible Subordinated Notes Due 2006; for Appointment as Lead Plaintiff for Purchasers of Adelphia's 6% Convertible Subordinated Notes Due 2006; and, for Appointment of Lead Plaintiff's Choice of Lead Counsel (Doc. #2, all parts), as Fed. R. Civ. P. 42(a) provides for consolidation of actions which "are pending" and not which conceivably may be initiated at some future time; as this case has not been certified as a class action; and, as a motion to transfer this action pursuant to 28 U.S.C. § 1407 is pending, **IT IS HEREBY ORDERED** that said Motion is **DENIED**.

BY THE COURT:

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JAY C. WALDMAN, J.